

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

December 7, 1967
9:00 A.M.

COUNCIL CHAMBERS, CITY HALL

The meeting was called to order with Mayor Akin presiding.

Roll Call:

Present: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Absent: None

The Invocation was delivered by REVEREND CLARENCE M. WALTON of the Trinity Methodist Church.

CITIZEN APPEARANCE

Mr. Darvin Bucek appeared before the Council to express his discontent with the treatment he received at the County Court concerning his traffic violation. Mr. Bucek was told by the Prosecuting Attorney, Mr. Wommack, that he would be found guilty whatever the circumstances. Appeal bonds were not available and Mr. Bucek had to purchase a package of 25 bonds in order to get one. He was then told that he would have to see a personal bondsman or have someone sign his surety bond to get it notarized. The following day Judge Williams remarked to him "I guess you know it's sink or swim over at the County Court House". Mr. Don Pauly, who had appeared before the Council the previous week, pointed out that his own case, Mr. Bucek's case and others demonstrated a difficulty in the mechanics at the County Court and that a more expedient way of getting appeal bonds should be considered. Mr. Pauly further offered to supply out of his own pocket, appeal bonds purchased at the Steck Printing Company in order that fellow citizens being tried could have them readily available. City Manager Tinstman stated that he and the Council would meet with the Judge and Clerk of the Corporation Court and the City Attorney to discuss the matter of a coordinated bond system within the Corporation Court.

CITIZEN APPEARANCE

Mr. John Majors appeared before the Council to report that the Southern Union Gas Company had not only cut off his gas before the due date of his bill, but that they had charged him a deposit fee and a fee for restoring service. City Manager Tinstman stated that he would investigate the matter with the Gas Company and report his findings back to the Council and contact Mr. Majors.

BIDS RECEIVED FOR DECKER CREEK POWER STATION

Mayor Akin noted that it was time to receive bids on the Decker Creek Power Station Unit No. 1 on the following:

Contract No. X-120-Site Improvement & Structure
Contract No. X-121-Power Piping
Contract No. X-122-Power Wiring

Tabulation of Bids
Construction Contracts
Decker Creek Unit No. I

(See Attached Sheet for Tabulation of Bids)

Mayor Akin announced it was now 10:30 A.M., and the time for receiving bids was closed. City Manager Tinstman stated that it was the joint recommendation of the Electric Utility Department as well as the consulting engineers, Brown & Root, that the contract be awarded to the J.M. Odom Construction Company for the lump sum of \$8,675,000.00.

Councilman Long moved the Council accept the low bid and award the contract to the J.M. Odom Construction Company for \$8,675,000.00. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

POWER LINE EASEMENT PETITION

Mr. Joe Kinesky appeared before the Council to present a petition signed by himself and neighbors concerning a power line easement on the Colorado River. Mr. Kinesky stated that he realized that the line would have to be put up somewhere, but he pointed out that if the power line were put up on the other side of the river where the property was mostly City owned, fewer people would be inconvenienced. Councilman Long inquired about the feasibility of putting in an underground line. City Manager Tinstman replied that a study concerning the matter was being made, but that it had not yet been completed. Mr. Tinstman further stated that all efforts as to acquiring easements or rights of way were being suspended until the Council received the completed report, adding that a copy of the report would be sent to Mr. Kinesky.

TABLATIONS OF BIDS--CONSTRUCTION CONTRACTS--DECKER CREEK UNIT NO. 1

BIDDER	BID BOND	BID UNIT 1	BID UNIT 2	BID UNIT 3	BID UNIT 4	WORK DAYS*
E. E. FARROW CO.	\$200,000	NO BID	NO BID	NO BID	\$8,731,000	-----
FISHER CONSTRUCTION COMPANY	\$200,000	\$4,232,000	NO BID	NO BID	NO BID	20
GABLE ELEC. SERVICE, INC.	\$200,000	NO BID	NO BID	\$1,261,000	NO BID	10
W. K. JENNINGS ELEC. CO.	\$200,000	NO BID	NO BID	\$884,422	NO BID	15
HEVA CORP.	\$200,000	NO BID	NO BID	\$1,158,346	NO BID	10
NATKIN & CO.	\$200,000	NO BID	\$4,294,000	NO BID	NO BID	20
NATKIN & CO.	\$200,000	NO BID	NO BID	NO BID	\$9,598,000	20
J. M. ODOM CONSTRUCTION CO.	\$200,000	NO BID	NO BID	NO BID	\$8,675,000	20
ZACHRY CO.	\$200,000	NO BID	NO BID	NO BID	\$9,141,000	30

*Field Work in Calendar Days

CITY OF AUSTIN, TEXAS

CAPITAL CITY EAST GENERAL NEIGHBORHOOD RENEWAL PLAN
MASTER PLAN AMENDMENT

The Council discussed at length a proposed amendment to the Master Plan involving the triangular area bounded on the south by East 7th, on the west by Pleasant Valley Road, on the north by Boggy Creek, MK and SP Railroad right of way, and on the east by Springdale Road. The amendment would involve a change in classification from industrial to residential. Several opponents appeared before the Council, including Mr. Silas J. Maxwell, Mr. J.L. Perry, Mr. F.A. Lawrence, and Mr. Jack Ritter Jr. representing Mr. Jack Ritter Sr. Those opposing the amendment felt that since they had settled and invested in an industrial area, they would suffer financially if it were to become residential. Also they did not want to be a part of Urban Renewal as they felt they were not living in a "blighted or slum area", the terms used in Section 4 of the Texas Urban Renewal Law. Councilman LaRue moved the Council deny the request for the amendment to the Master Plan and leave the triangular area in question in its industrial classification. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

AUSTIN AQUATIC GARDENS

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Austin Aquatic Gardens, Inc. is the owner of certain valuable improvements constructed upon premises leased by the City of Austin for a primary term of fifty years for the purpose of maintaining aquatic gardens, presenting water shows, and related activities; and,

WHEREAS, the buildings, gardens, walkways, equipment, bridges, fences, greenhouses and other facilities used and useful in the conduct of the tourist center known as Fiesta Gardens have been examined by representatives and auditors of the City who have found that the unsecured assets of the corporation (not including the leasehold estate) presently have a depreciated book value of approximately \$200,000.00; and,

WHEREAS, Austin Aquatic Gardens, Inc. now desires to transfer the unsecured assets of the corporation, including the leasehold estate of Austin Aquatic Gardens, Inc. to the City of Austin, free and clear of all liabilities and claims of creditors, for the sum of \$115,000.00; and,

WHEREAS, the City Council deems it to be in the public interest for the City of Austin to acquire said assets of said corporation; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. That R.M. Tinstman, City Manager, and Norman McK Barker, Director of Finance, be and they are hereby authorized and directed to execute and deliver such instruments as are necessary to effect a transfer to the City of Austin of all the unsecured assets of Austin Aquatic Gardens, Inc. free and clear of the claims of creditors.
2. That R.M. Tinstman, City Manager, and Norman McK Barker, Director of Finance, be and they are hereby authorized and directed to execute and deliver to City National Bank a promissory note in the principal sum of \$100,000.00, bearing interest at the rate of 4 1/4% per annum, payable on or before September 30, 1968, and to cause the proceeds of said note to be held by the City National Bank as Trustee for the retirement of the valid obligations of said Austin Aquatic Gardens, Inc. when mutually approved by said Austin Aquatic Gardens, Inc. and said R.M. Tinstman, City Manager.
3. That R.M. Tinstman, City Manager, and Norman McK Barker, Director of Finance, be and they are hereby authorized and directed to pay out of current operating funds from appropriate accounts in the 1967-68 budget of the City of Austin, or further supplemental appropriations by the City Council, the sum of \$15,000.00 to the City National Bank as Trustee for retirement of said valid obligations of Austin Aquatic Gardens, Inc.
4. That the sum of \$18,654.66 (being an amount equal to two-thirds of all loans payable to the officers of said Austin Aquatic Gardens, Inc.) be held in trust by said City National Bank until the other liabilities of said Austin Aquatic Gardens, Inc. have been retired; provided, however, that if the other liabilities of the corporation have been retired then 1/2 of said sum of \$18,654.66 shall be paid pro rata to the officers of the corporation in satisfaction of their loans made to the corporation within 30 days after the execution and delivery to the City of Austin of the bill of sale to the unsecured assets of said corporation, and that the other 1/2 of said amount be similarly paid at the expiration of 60 days after the execution and delivery of said bill of sale, if all claims of the creditors of Austin Aquatic Gardens, Inc. have previously been satisfied. If any such claims have not been satisfied on or before the expiration of 60 days after the execution and delivery of said bill of sale, then an amount equal to the claims of creditors shall be withheld from the final payment and retained by City National bank until such time as said bank shall have been authorized to the said R.M. Tinstman, and by those officers of Austin Aquatic Gardens, Inc. to whom the corporation is indebted, to release said sum.
5. That R.M. Tinstman, City Manager, be and he is hereby authorized to negotiate for the purchase of the excursion boat (for not more than \$1,800.00) and the cash register and ticket machine (for not more than \$400.00) which are secured assets of Austin Aquatic Gardens, Inc., and to purchase said items free and clear of the claims of creditors upon terms acceptable to said City Manager from available current budget funds or supplemental appropriations by the City Council if the amount paid is less than those amounts for which the Charter of the City of Austin require prior Council approval.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

ANNEXATION HEARING

Mayor Akin opened the public hearing scheduled for this time on the following annexation:

2.05 acres of land out of the Isaac Decker League
Proposed WILL THURMAN SUBDIVISION

Councilman Long moved the Council close the hearing. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

Mayor Akin introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 2.05 ACRES OF LAND OUT OF THE ISAAC DECKER LEAGUE IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the second time and Councilman Long moved that the ordinance be passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

ANNEXATION ORDINANCES

Mayor Akin brought up the following ordinance for its final reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 9.95 ACRES OF LAND OUT OF THE JAMES MITCHELL SURVEY; 2.45 ACRES OF LAND OUT OF THE T. J. CHAMBERS SURVEY; AND TWO (2) TRACTS OF LAND CONTAINING 2.77 ACRES OUT OF EAST 19TH STREET, ALSO KNOWN AS FM. ROAD 969, AND 1.31 ACRES OF LAND OUT OF THE WILLIAM M. COLLINS SUBDIVISION, OUT OF THE J.C. TANNEHILL LEAGUE IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Akin brought up the following ordinance for its final reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 37.77 ACRES OF LAND BEING OUT OF AND A PART OF BURLESON ROAD HEIGHTS AND POLVADO SUBDIVISION NO. 2, OUT OF THE SANTIAGO DEL VALLE GRANT IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman Janes moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

ZONING ORDINANCES

Mayor Akin introduced the following ordinance:

CITY OF AUSTIN, TEXAS

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:

(1) AN 18.68 ACRE TRACT OF LAND LOCALLY KNOWN AS 2604-2906 ANDERSON LANE, 7927 STILLWOOD LANE, AND 7927 PARKDALE DRIVE, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT AND AND "B" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT;

(2) THE NORTH HALF (64 FEET) OF LOT 3, HENRY COLLYE'S HOME TRACT, LOCALLY KNOWN AS THE REAR OF 2608-2610 WEST 7TH STREET, FROM "C" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT;

(3) LOTS 5-9, BLOCK 11 OF THE HYDE PARK ADDITION, LOCALLY KNOWN AS 4307-4311 AVENUE A, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT;

(4) LOTS 7 AND 8, OUTLOT 114 OF THE ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 907-911 NECHES STREET AND 501-507 EAST 10TH STREET, FROM "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND THIRD HEIGHT AND AREA DISTRICT;

(5) THE SOUTH 59 FEET OF LOT 1, SAVE AND EXCEPT THE WEST 10 FEET, BLOCK W, VIOLET CROWN HEIGHTS, SECTION 2, LOCALLY KNOWN AS 5904 GROVER AVENUE AND THE REAR OF 1201 PALO DURO ROAD, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Nichols moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the second time and Councilman Nichols moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the third time and Councilman Nichols moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Akin introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:
LOTS 8 AND 9, RESUBDIVISION OF LOTS 21, 22, AND 23, OF BLOCK A, NORTHGATE ADDITION, LOCALLY KNOWN AS 1009-1011 AGGIE LANE, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Nichols moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Nichols, Mayor Akin
Noes: Councilman Janes

The ordinance was read the second time and Councilman Nichols moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Nichols, Mayor Akin
Noes: Councilman Janes

The ordinance was read the third time and Councilman Nichols moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Nichols, Mayor Akin
Noes: Councilman Janes

The Mayor announced that the ordinance had been finally passed.

Mayor Akin introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:

BLOCK 12 N OF FAIRVIEW PARK, LOCALLY KNOWN AS 1507-1509 NEWNING AVENUE, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT;
SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS;
AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Nichols moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

The ordinance was read the second time and Councilman Nichols moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

The ordinance was read the third time and Councilman Nichols moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

The Mayor announced that the ordinance had been finally passed.

Mayor Akin introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:

A 25,490 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 2101-2105 POLARIS AVENUE, FROM "A" RESIDENCE DISTRICT TO "BB" RESIDENCE DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the second time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

The zoning applications of F. S. COCHRAN & R.L. KANEWSKE, 312-314 West 35th Street and AUSTIN SAVINGS & LOAN ASSOCIATION, 1713-1801 State Highway 29 (Old Lockhart Highway) 1710-1802 Old Austin - Del Valle Road are still pending and not included in any of the above zoning ordinances.

TAX APPEALS DECISION

The Council agreed to make a field trip on December 14 at 2:30 P.M. to the property involving the tax appeal of Gage Western Investments Inc.

FIRE EQUIPMENT MAINTENANCE FACILITY REPORT

The Council discussed briefly the item concerning the Fire Equipment Maintenance Facility at 3004 Guadalupe. City Manager Tinstman stated that various parties had indicated an interest in purchasing the property and that it might be necessary to work out a satisfactory method of disposing of the property. Mr. Tinstman noted that he would be meeting with various department heads the following day to further discuss the matter.

The Council agreed to postpone any action for one additional week until they received a report of the meeting from Mr. Tinstman.

SOUTHERN UNION GAS COMPANY RESOLUTION

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Southern Union Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council: therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Southern Union Gas Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

- (1) A gas main in Meander Drive, from a point 6.5 feet west of the east property line of Fort Branch Blvd. to a point 33 feet east of the east property line of Fort Branch Blvd., the centerline of which gas main is 6.5 feet north of and parallel to the south property line of said Meander Drive.
- (2) A gas main in Fort Branch Blvd., from a point 80 feet north of the north property line of Meander Drive to a point 358 feet to the south of the south property line of Meander Drive, the centerline of which gas main is 6.5 feet west of and parallel to the east property line of said Fort Branch Blvd.
- (3) A gas main in Fort Branch Blvd. and Eleanor Street, from a point 6.5 feet south of the north property line of Fort Branch Blvd. to a point 1,075 feet south in Eleanor Street, the centerline of which gas main is 6.5 feet west of and parallel to the east property line of said Fort Branch Blvd. and said Eleanor Street.
- (4) A gas main in Fort Branch Blvd., from a point 6.5 feet west of the east property line of Eleanor Street to a point 912 feet to the south, the centerline of which gas main is 6.5 feet west of and parallel to the east property line of said Fort Branch Boulevard.
- (5) A gas main in Hudson Street, from a point 6.5 feet west of the east property line of Fort Branch Blvd., to a point 63 feet east of the east property line of Eleanor Street, the centerline of which gas main is 6.5 feet south of and parallel to the north property line of said Hudson Street.
- (6) A gas main in Eleanor Street, from a point 6.5 feet south of the north property line of Hudson Street, to a point 15 feet south of the south property line of Hudson Street, the centerline of which gas main is west of and parallel to the east property line of said Eleanor Street.

- (7) A gas main in Eleanor Street, from a point 6.5 feet south of the north property line of Hudson Street, to a point 133 feet to the north, the centerline of which gas main is 6.5 feet west of and parallel to the east property line of said Eleanor Street.

Said gas mains described above as Number 1 through 7 shall have a cover of not less than 2 1/2 feet.

THE Southern Union Gas Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Southern Union Gas Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the Department of Public Works not less than three (3) days before such information is required. The Southern Union Gas Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

THAT all backfill under street surfaces between existing or future proposed curbs and under driveways and alleys, shall be tamped with mechanical tampers in six (6) inch layers. Each layer shall be compacted to not less than 90 per cent of maximum density as determined by the Standard Method of Test for Compaction and Density of Soils, A.A.S.H.O. Designation T 99-49.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager and under all the pertinent terms and conditions of the certain franchises granted to said company by the City of Austin.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

STREET PAVING ORDINANCE

Mayor Akin introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF PORTIONS OF CERTAIN STREETS IN THE CITY OF AUSTIN, APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR

BIDS, DIRECTING THE PREPARATION OF ESTIMATES, INVOKING THE ALTERNATE PROCEDURE PROVIDED BY ARTICLE I, SECTION 5 OF THE CHARTER OF THE CITY OF AUSTIN AND CHAPTER 106 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40TH LEGISLATURE OF TEXAS, DETERMINING THAT THE COST OF SUCH IMPROVEMENTS SHALL BE PAID BY THE CITY OF AUSTIN, PROVIDING A METHOD OF REIMBURSING THE CITY OF AUSTIN FOR A PORTION OF SUCH COSTS BY ASSESSMENT OF A PORTION OF SUCH COSTS AGAINST THE PROPERTY ABUTTING SUCH STREETS OR PORTIONS THEREOF TO BE IMPROVED, AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS, STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS, DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF THE ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OF TRUST RECORDS OF TRAVIS COUNTY, TEXAS, AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

WATER AND SEWER SERVICE TO AREA ON WEST SIDE
OF LAKE AUSTIN, NORTH OF BEE CREEK

The Council discussed the item concerning water and sewer service to the area on the west side of Lake Austin, north of Bee Creek.

Residents of the area expressed concern over problems of pollution, but were uncertain as to whether or not they were within the City limits and able to obtain City water and sewer service.

City Manager Tinstman suggested that the City engineer prepare a survey of the land for the Legal Department in order that a resolution could be drawn up declaring the property within the City limits. The Council agreed to continue the matter for one additional week.

SALE OF HOUSES

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on November 28, 1967, for the sale of six (6) houses to be demolished or moved; and,

WHEREAS, the bid of V.E. Smith in the sum of \$203.00 for the house located at 1907 Bergman to be moved; the bid of J.H. Means in the sum of \$31.00 for the house located at 1903 Waterson to be moved; the bid of James E. Hardy in the sum of \$762.00 for the 2 story frame & outbuildings in Decker Lake vicinity to be demolished; the bid of William F. Mayer in the sum of \$78.00 for the 1 room field office building in Decker Lake vicinity; the bid of S.H. Dryden M.D. in the sum of \$267.00 for the 5 room frame residence and outbuildings in Decker Lake vicinity to be moved; and the bid of Richard D. Dill in the sum of \$3.00 for the 5 room residence and outbuildings on F.M. 973 to be demolished, were the highest and best bids therefor, and the acceptance of such bids has been recommended by the Director of Public Works of the City of Austin, and by the City Manager;

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the above enumerated bids of V.E. Smith, J.H. Means, James E. Hardy, William F. Mayer, S.H. Dryden M.D., and Richard D. Dill, be and the same are hereby accepted, and that R.M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute contracts on behalf of the City, with said named parties.

The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

SALE OF HOUSES FOR URBAN RENEWAL

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on November 29, 1967, for the sale of four (4) houses that Urban Renewal has turned over to the City for disposal by demolition; and,

WHEREAS, the bid of W. Johnston in the sum of \$37.00 for the house located at 1813 New York Avenue; and the bids of Louis Ramirez in the sum of \$35.00 for the house located at 1193 Angelina, in the sum of \$35.00 for the house located at 1507 E. 12th Street; and the bid of August Heyer in the sum of \$36.50 for the house located at 1607 (R) New York Avenue, were the highest and best bids therefor, and the acceptance of such bids has been recommended by the Building Official of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the above enumerated bids of W. Johnston, Louis Ramirez and August Heyer, be and the same are hereby accepted, and that R.M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute contracts, on behalf of the City, with W. Johnston, Louis Ramirez and August Heyer.

The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

CONTRACT AWARDED

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on November 28, 1967, for the purchase of 4,200 feet of 2 1/2 inch fire hose and the purchase of 3,000 feet of 1 1/2 inch fire hose; and,

WHEREAS, the bids of Eureka Fire Hose Division of Uniroyal in the sum of \$3,992.52, for 4,200 feet of 2 1/2 inch fire hose; and in the sum of \$2,146.20, for 3,000 feet of 1 1/2 inch fire hose, were the lowest and best bids therefor and the acceptance of such bids has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

CITY OF AUSTIN, TEXAS

That the bids of Eureka Fire Hose Division of Uniroyal, in the sums of \$3,992.52 and \$2,146.20, be and the same are hereby accepted, and that R.M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute contracts on behalf of the City, with Eureka Fire Hose Division of Uniroyal.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

REPORT ON BRACKENRIDGE INTERNS

City Manager Tinstman reported that the Council had previously approved of the increase in the monthly stipend for interns, but that they had acknowledged that the matter might come up again for reconsideration. Mr. Tinstman further stated that Brackenridge at present had only seven interns and that there were only four applicants expressing any interest in serving their internship there. The report from the Medical Staff indicated that the Council should be advised to increase the stipend and provide for a separate maintenance allowance. Councilman Long moved the Council authorize the City Manager to pay the minimum stipend of \$600 and the additional \$150 for maintenance, and to reallocate unspent money out of the budget if needed, and report back to the Council. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

ADJOURNMENT

The Council then adjourned.

APPROVED: *Harry Akin*
Mayor

ATTEST: *Grace Mourse*
Asst. City Clerk